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PATENTS
Docket No. CIR-002 CIP2

For A Small Entity

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ascher Shmulewitz et al.
Serial No. : 09/320,172
Filed : May 26, 1999
For : APPARATUS FOR PROVIDING CORONARY
RETROPERFUSION AND METHODS OF USE
Group Art Unit : 3762

Hon. Assistant Commissioner
for Patents
Box Missing Parts
Washington, D.C. 20231

RESPONSE TO NOTICE
TO FILE MISSING PARTS
OF APPLICATION

The PTO did not receive the following
listed item(s) *Small Entity
Statement*

Sir:

Responsive to the June 16, 1999 Notice to File Missing
Parts of Application, executed Declarations and Powers of
Attorney, a copy of the Notice to File Missing Parts and a check
in the amount of \$65.00 are enclosed.

Applicants submitted a Request for Small Entity Status
and Verified Statement for the above-referenced application on
June 17, 1999, and therefore have enclosed a check for \$65.00
rather than the \$130.00 indicated on the Notice to File Missing
Parts of Application.

The Commissioner is hereby authorized to charge payment of any additional fees due in connection with the papers transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this response is enclosed.

Respectfully submitted,

I hereby Certify that this Correspondence is being Deposited with the U.S. Postal Service as First Class Mail in an Envelope Addressed to:
ASSISTANT COMMISSIONER
FOR PATENTS WASHINGTON,
D.C. 20231, ON

6.24.99
SUSAN B. SNIDER

Susan Snider
Signature of Person Signing

Nicola A. Pisano
Nicola A. Pisano
Registration No. 34,408
Attorney for Applicants

c/o FISH & NEAVE
1251 Avenue of the Americas
New York New York 10020
Tel.: (650) 617-4000



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	TRADING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/320,172

05/26/99

SHMULEWITZ

A

CIR-002-CIP2

0292/0616

NICOLA A PISANO
FISH & NEAVE
1251 AVENUE OF THE AMERICAS
NEW YORK, NY 10020

NOT ASSIGNED

DATE MAILED: 3762

06/16/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

- ☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. The following additional claims fees are due:

\$ _____ for _____ total claims over 20.

\$ _____ for _____ independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

HARRISON T-C
Customer Service Center
Initial Patent Examination Division (703) 308-1202

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U.S. GPO: 1998-46-824